

From: [Sartorius, Shawn](#)
To: [Susan Oetker](#)
Subject: Fwd: Hornshell CCAA is cleared Exec Sec
Date: Wednesday, July 5, 2017 12:53:05 PM

fyi

----- Forwarded message -----

From: **Sartorius, Shawn** <shawn_sartorius@fws.gov>
Date: Wed, Jul 5, 2017 at 11:24 AM
Subject: Re: Hornshell CCAA is cleared Exec Sec
To: "Willey, Seth" <seth_willey@fws.gov>
Cc: "Koch, Ted" <ted_koch@fws.gov>, Susan Jacobsen <susan_jacobsen@fws.gov>, "Tuegel, Marty" <marty_tuegel@fws.gov>, Linh Phu <Linh_Phu@fws.gov>, Denise Baker <denise_baker@fws.gov>

Very to difficult (impossible) to say given the difficulty with Exec Sec clearances. We are on track to have it to Exec Sec on July 24, which is enough time for them to have 10 days to clear, and then four days to publish. That should be enough time given our current guidance.

On Wed, Jul 5, 2017 at 11:03 AM, Willey, Seth <seth_willey@fws.gov> wrote:

I've got an email to Bridget on the listing date. Let's see if / how she responds. I still think there is a reasonable chance the listing does not happen right on the 11th, so I'm hesitant to turn to plan B just yet. but let's see what we hear back from HQ.

Shawn or Susan, are you hearing anything on likelihood of the listing publishing by 8/11?

Seth

Seth L. Willey
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On Wed, Jul 5, 2017 at 8:18 AM, Koch, Ted <ted_koch@fws.gov> wrote:

Are we communicating this to the NM ES FO, and are they going to communicate it to our customers?

On Wed, Jul 5, 2017 at 7:41 AM, Tuegel, Marty <marty_tuegel@fws.gov> wrote:

Ted,

You were not on this string, as I prefer to not clog your email. However, since the Texas Hornshell CCA/CCAA timeline has been brought to your attention.

I recommend Plan B - per our discussion a week ago.

I probably will not be on my computer the rest of the week. If you need to get a hold of me, ^{b6} [REDACTED]. I have confidence in Luela and Michelle.

Marty

Marty

----- Forwarded message -----

From: **Tuegel, Marty** <marty_tuegel@fws.gov>

Date: Wed, Jul 5, 2017 at 6:53 AM

Subject: Re: Hornshell CCAA is cleared Exec Sec

To: Debra Hill <debra_hill@fws.gov>, Michelle Durflinger

<michelle_durflinger@fws.gov>, "Roberts, Luela" <luela_roberts@fws.gov>

Cc: "Humphrey, Jeff" <jeff_humphrey@fws.gov>, Seth Willey

<Seth_Willey@fws.gov>, Susan Millsap <susan_millsap@fws.gov>, Chuck Ardizzone

<chuck_ardizzone@fws.gov>, Larry Baca <larry_baca@fws.gov>, Shawn Sartorius

<shawn_sartorius@fws.gov>, Susan Jacobsen <Susan_Jacobsen@fws.gov>, Jennifer

Smith-Castro <jennifer_smith-castro@fws.gov>, "Gray, Lesli" <lesli_gray@fws.gov>, Denise Baker

<denise_baker@fws.gov>, Linh Phu <Linh_Phu@fws.gov>

Luela, Deb, and Michelle,

I have the 30-day comment period closing on August 3 giving us the weekend and 3 weekdays to address comments, revise documents, get solicitor surname, and get surname and signature within the RO. If the closing date is August 7th, that means we have 2 weekdays to complete all this. We may still be getting comments in via snail mail on August 9th. Neither one of these options is good.

I recommend we start working on Plan B. (we have already discussed)

So we continue to process the CCA\CCAAs, but realize that we can do it on a regular schedule.

If the hornshell does not get listed, or there is a delay, then we have time to complete the entire package.

If we list the hornshell, we exclude it from the final CCAAs and process for the other species. The Conference Opinion becomes a Biological Opinion/Conference Opinion - BLM and any other Federal partner will have coverage for the newly listed species. In the meantime, we need to put together an HCP for tx hornshell and get another Federal register notice through this process.

The HCP should follow the conservation plan of the CCAAs, The action is nearly identical from a NEPA standpoint except we have a newly listed species and much of the NEPA analysis should incorporate by reference what we publish with the CCA\CCAAs public review, The BO would be identical to the CO. That leaves public comments, permit language, recommendation/findings, and the other miscellaneous things...

Goal is to not let our partners down, minimize the gap of coverage between a potential listing effective date and an HCP being put in place. This is going to be a lot of extra time and work and we need to prepare to message this effort to our partners.

The three of you know how to get a hold of me....

Marty

On Mon, Jul 3, 2017 at 10:34 AM, Gray, Lesli <lesli_gray@fws.gov> wrote:
I checked the Federal Register and based on their Table of Effective Dates a publication on July 6th with a 30-day comment period means the comment period will close on August 7th. Lesli

On Fri, Jun 30, 2017 at 8:02 AM, Roberts, Luella <luella_roberts@fws.gov> wrote:
Michelle is on A/L, so let me know what you need, Deb/Lesli.

On Thu, Jun 29, 2017 at 2:57 PM, Debra Hill <debra_hill@fws.gov> wrote:
Also- the CCAA has not been updated since surname. I am traveling but can get you the final from Michelle tomorrow.

Sent from my iPhone

On Jun 29, 2017, at 2:46 PM, Gray, Lesli <lesli_gray@fws.gov> wrote:

Hi Luella, any chance Sara provided you with the date for the close of the comment period? Lesli

On Thu, Jun 29, 2017 at 1:55 PM, Roberts, Luella
<luella_roberts@fws.gov> wrote:

**Hi Jeff,
After talking with Sara Prigan it looks like it will be in the reading room on Wednesday and will publish Thursday, the 6th. The final versions are in DTS FR2980. There are no changes from the latest versions there.
Let me know if you have questions.
Luella**

On Thu, Jun 29, 2017 at 12:25 PM, Humphrey, Jeff
<jeff_humphrey@fws.gov> wrote:

It appears that the Texas hornshell CCA/A NOA could be in the reading room Monday or Wednesday (July 3 or 5).

Larry, what's your availability for posting the coming documents

on the NMES Texas hornshell page on Monday or Wednesday?

Susan and Deb. Will either of you be available to make courtesy contacts on Monday or Wednesday?

Deb or Luela, can you please provide the final versions of the CCA/As to us for posting (particularly if they've been updated since DTS surnaming)?

NOTE NEW ADDRESS:

DOI-US Fish and Wildlife Service

Attn: Jeff Humphrey

9828 North 31st Ave #C3

Phoenix AZ 85051-2517

602-242-0210

FAX: 602-242-2513

<http://www.fws.gov/southwest/es/arizona/>

"The practice of conservation must spring from a conviction of what is ethically and aesthetically right, as well as what is economically expedient." A. Leopold 1947

----- Forwarded message -----

From: **Roberts, Luela** <luela_roberts@fws.gov>

Date: Thu, Jun 29, 2017 at 9:33 AM

Subject: Re: Hornshell CCAA is cleared Exec Sec

To: "Gray, Lesli" <lesli_gray@fws.gov>

Cc: "Jacobsen, Susan" <susan_jacobsen@fws.gov>, Jeff Humphrey <Jeff_Humphrey@fws.gov>

OK. I suspect I'm dreaming, but I'll let you know what I find out.

On Thu, Jun 29, 2017 at 10:32 AM, Gray, Lesli

<lesli_gray@fws.gov> wrote:

Hi Luela, if it is publishing on Monday we need to know as soon as possible because it would be in the reading room tomorrow and we would need to do notifications late today/tomorrow a.m. take care - Lesli

On Thu, Jun 29, 2017 at 11:30 AM, Roberts, Luela

<luela_roberts@fws.gov> wrote:

I'm still trying to get some magic way to publish it on Monday. If that won't work, I'll ask about getting it in the reading room Wed if Monday won't work. I'll let you know.

On Thu, Jun 29, 2017 at 10:26 AM, Gray, Lesli

<lesli_gray@fws.gov> wrote:

Can she ask for it to be in the Reading Room on Wednesday or is it too late?

On Thu, Jun 29, 2017 at 11:24 AM, Roberts, Luela

<luela_roberts@fws.gov> wrote:

I expect it to be in the reading room on Monday, but given its a holiday and lots of folks may be gone, I wouldn't guarantee it. I should have sent it to Sara so she could walk it over today, but I didn't think about trying that until just now.

On Thu, Jun 29, 2017 at 10:08 AM, Gray, Lesli

<lesli_gray@fws.gov> wrote:

Hi Luela, will be in the Reading Room on the 5th or publish on the 5th. lesli

On Thu, Jun 29, 2017 at 11:05 AM, Jacobsen, Susan

<susan_jacobsen@fws.gov> wrote:

Thanks Luela!

I added EA and PLs to this email in case they haven't heard the good news.

On Thu, Jun 29, 2017 at 10:02 AM, Roberts, Luela

<luela_roberts@fws.gov> wrote:

The NOA will go out today, but it won't publish until July 5. But its out the door!

On Thu, Jun 29, 2017 at 7:18 AM, Sartorius,

Shawn <shawn_sartorius@fws.gov> wrote:

FYI, looks like we are good to go with the SSA for hornshell.

----- Forwarded message -----

From: **Snyder, Caitlin**

<caitlin_snyder@fws.gov>

Date: Thu, Jun 29, 2017 at 7:07 AM

Subject: Hornshell CCAA is cleared Exec Sec

To: Susan Oetker <susan_oetker@fws.gov>,

Shawn Sartorius <shawn_sartorius@fws.gov>,

Debra Hill <Debra_Hill@fws.gov>, Marty

Tuegel <marty_tuegel@fws.gov>

It can go to the FR.

Caitlin Snyder
Unified Listing Team
U.S. Fish & Wildlife Service
MS: ES
5275 Leesburg Pike
Falls Church, VA 22041-3803
phone: 703 358 2673

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Shawn Sartorius, Ph.D.
Branch Chief, Classification
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Thanks,
Luela

**"Working with others to conserve the ecosystems upon which we
and all other species depend."**

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Luela [Roberts](#)

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Physical address:
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My weekly schedule is M-Th -- 6 a.m. to 4 p.m. MST/MDT

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*Susan Jacobsen
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PLEASE NOTE UPDATED PHONE #

Lesli A. Gray
U.S. Fish and Wildlife Service
Public Affairs Specialist
972-439-4542
lesli_gray@fws.gov
www.fws.gov/southwest

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Thanks,
Luela

"Working with others to conserve the ecosystems upon which we and all other species depend."

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Luela Roberts

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